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No. 135

FOOD AND CIVIL SUPPLIES SECRETARIAT

ORDER

Bangalore dated 26th May 1967.

S. O. 993.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with No. G.S.R. 906, dated the 9th June, 1966 and Order No. G.S.R. 1601, dated the 11th October, 1966 of the Government of India in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food), the Government of Mysore hereby makes the following order, namely:—

1. Short title, extent and commencement.—(1) This order may be called the Mysore Foodgrains (Purchase in Regulated Markets) Order, 1967.

(2) It extends to the whole of the State of Mysore.

(3) It shall come into force on the 1st June, 1967.

II. Definition —In this order, unless the context otherwise requires—

(i) 'Act' means the Essential Commodities Act, 1955 ;

(ii) 'foodgrains' means fine and medium varieties of paddy, taichung paddy, jowar, maize, ragi and bajra ;

(iii) 'Government' means the Government of Mysore ;

(iv) 'Purchase Agent' means any person appointed as such by the Director of Food Supplies in Mysore, Bangalore, by an order in writing in respect of such Regulated Market or Markets as may be specified in the order for purchasing foodgrains on behalf of Government ;

(v) 'Regulated Market' means a Market established under—

(a) The Madras Commercial Crops Markets Act, 1933 (Madras Act X of 1933) as in force in Bellary District ; or

(b) The Bombay Agricultural Produce Markets Act, 1939 (Bombay Act XXII of 1939) as in force in the Bombay area, or

(c) The Hyderabad Agricultural Produce Markets Act, 1939-F (Hyderabad Act II of 1339 Fasli) as in force in the Hyderabad area ; or

(d) The Mysore Agricultural Produce Markets Act, 1939 (Mysore Act XVI of 1939) as in force in the area ; or

(e) The Coorg Agricultural Produce Markets Act, 1956 (Coorg Act VII of 1956) as in force in the Coorg District.

III. Purchase of foodgrains in Regulated Markets on behalf of Government.—(1) In respect of any foodgrain brought in to a Regulated Market, the Purchase Agent may,

after the price in respect of such foodgrain is determined in the manner prescribed in the bye-laws of such Regulated Market, pur hase on behalf of Government such quantity not exceeding fifty per cent of such foodgrain at the price so determined, before the said market closes for the day.

(2) The Purchase Agent shall not take part in the determination of the price referred to in sub-clause (i).

(3) No person shall purchase or take delivery of or otherwise deal with any foodgrains brought into the Regulated Market unless the Purchase Agent has exercised his option of purchase under sub-clause (i).

IV. Power of entry, search, seizure, etc.—(1) Any Police Officer not below the rank of a Head Constable or any officer of the Revenue Department or the Department of Food Supplies not below the rank of a Deputy Tahsildar, or any other person authorised in this behalf by the State Government may, with a view to securing compliance with this order, or to satisfying himself that the provisions of this order have been complied with.—

(a) enter into or search any premises, vehicles, vessels, or other conveyances in which he has reason to believe that a contravention of this order has been, is being, or is about to be committed;

(b) seize the stock of foodgrains along with packages, coverings or receptacles in which such foodgrains are found, and the animals, vehicles, vessels, or other conveyances used in carrying such foodgrains, in respect of which the officer has reason to believe that a contravention of this order, has been, is being, or is about to be committed.

(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898 (5 of 1898), relating to search and seizure shall, so far as may be, apply to searches and seizures under this clause.

[No. FSD 287 RPR 66.]

By Order and in the name of the Governor of Mysore,

R. ANANDAKRISHNA, *Secretary.*

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